IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE FOURTEENTH DAY OF SEPTEMBER
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE K.C. BHANU

WRIT PETITION No. 20222 of 2005

Between:

Ch. Thulasidas

..... PETITIONER

AND

The Commissioner,

Prohibition and Excise, Near Gandhi Bhavan,

Hyderabad and another

.....RESPONDENTS

ORDER:

Seeking a Mandamus, declaring the orders of the 1st respondent in CR.No.11408/2005/CPE/D4, dated 12.08.2005 in rejecting the stay application in the appeal, as illegal and arbitrary, the present writ petition is filed.

Heard the learned counsel for the petitioner and the learned Government Pleader for Prohibition and Excise.

Challenging the order of the 2nd respondent, dated 24.03.2005, for confiscation of Auto Trolley of the petitioner bearing No.AP-23-U-253, the petitioner has filed an appeal before the 1st respondent. Appropriate decision has to be taken by the 1st respondent in accordance with law after giving a reasonable opportunity to the petitioner.

Therefore, without entering into the merits of the case, I deem it appropriate to dispose of the writ petition, with a direction to the

1st respondent to dispose of the appeal of the petitioner, within a period of 4 (four) weeks from the date of receipt of a copy of this order. Till then, the vehicle of the petitioner shall not be confiscated.

Accordingly, the Writ Petition is disposed of. No order as to costs.

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K.C. BHANU,J

Dated: 14.09.2005

Dsr